

GOVERNMENT OF TELANGANA

ABSTRACT

Public Services – Ground Water Department – Allegations of acquisition of the assets disproportionate to the known sources of his legal income against Sri. D.Narayana Rao, formerly Assistant Project Officer, Scheduled Caste Corporation, Warangal and retired as Assistant Director (GP), Ground Water Department – Departmental action initiated – Further action dropped – Orders – Issued.

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IRRIGATION & C.A.D.(VIG.I-2) DEPARTMENT

G.O.Rt.No.71

Dated 07.08.2014

Read the following:-

- 1) From the Director General, ACB, Hyderabad
Letter Rc.No.122/RCA-NZB/2006/S-4, dated 30.06.2007.
- 2) G.O.Ms.No.63, I&CAD(Ser.VI) dept, dated 10.05.2011
- 3) G.O.Rt.No.408, I&CAD(Ser.VI) dept, dated 10.05.201
- 4) Written Statement of Self Defence dated 01.06.2011 of
Sri.D.Narayana Rao, formerly Assistant Project Officer,
S.C.Corporation, Warangal.
- 5) Govt.Memo.No.16709/Ser.VI/2006-24, dated 02.08.2011
- 6) From Hon'ble APAT orders dated 13.03.12 in O.A.No.6719/2011
- 7) From the Director, GWD procgs.No.6324/E(1)(4)/2006,dt
15.10.2011
- 8) From the Director, GWD, Letter No. 6324/E(1)(4)/2006,
dated 01.08.2012.
- 9) Govt.Memo.No.16709/Ser.VI/2006-38, dated 22.06.2013
- 10) From Hon'ble APAT orders dated 03.01.14 in O.A.No.8282/2013
- 11) From the Director, GWD procgs.No.6324/E(1)(4)/2006,
dated 17.01.2014.
- 12) From the Director, GWD letter No.6324E1(4)/2006, dt. 03.04.2014
- 13) From Hon'ble APAT orders dated 11.07.14 in CA.No.364 of 2014
in OA.No.8282/2013

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ORDER:

In the reference 1st read above, the Director General, Anti Corruption Bureau, Hyderabad has recommended for prosecution of the Accused Officer Sri D. Narayana Rao, formerly Assistant Project Officer, S.C Corporation Warangal, and retired as Assistant Director (GP), Ground Water Department U/s 13(2) r/w 13(1)(e) of P.C.Act,1988 r/w 3(3) of the Benami Transactions (Prohibition) Act,1988 in a court of law on the allegations of possession of assets disproportionate to the known sources of income.

2. After examining the report of the DG, ACB, it has been decided to initiate departmental action, instead of prosecution. Accordingly, in the references 2nd & 3rd read above, departmental action has been initiated against Sri.D.Narayana Rao, formerly Assistant Project Officer, S.C.Corporation, Warangal by way of issuing article of charge, and accordingly in the reference 4th read above, Sri D.Narayana Rao, formerly Assistant Project Officer, S.C.Corporation, Warangal has submitted his written statement of self defence, denying the charge framed against him.

(P.T.O)

3. In the reference 5th read above, the Director, Ground water Department has been directed to institute departmental inquiry on the charges framed against the charged officer Sri. D. Narayana Rao, formerly Assistant Project Officer, S.C.Corporation, Warangal, and retired as Assistant Director(GP) under the provisions of Rule 9 of AP Revised Pension Rules,1980 read with Rule 20 of APCS(CC&A) Rules,1991 by appointing a competent Inquiring Authority, as the WSSD of the charged officer found not convincing.

4. Aggrieved by the above, Sri. D. Narayana Rao, formerly Assistant Project Officer, S.C.Corporation, Warangal, and retired as Assistant Director(GP), Ground Water Department has approached the Hon'ble APAT. In the reference 6th read above, the Hon'ble APAT has directed that the enquiry against the charged officer be completed within a period of four months.

5. In the reference 7th read above, the Director, Ground Water Department, Hyderabad has appointed Sri.P.V.Krishna Rao, Deputy Director(Hg) as Inquiring Authority to conduct inquiry into the charge framed against Sri. D. Narayana Rao, formerly Assistant Project Officer, S.C.Corporation, Warangal, and retired as Assistant Director(GP), Ground Water Department. In the reference 8th read above, the Director, Ground Water Department, Hyderabad has forwarded the Inquiry Report submitted by Inquiring Authority. The inquiring Authority in his inquiry report has concluded that the charged officer is not in possession of assets disproportionate to his legal income.

6. In the reference 9th read above, the Director, Ground Water Department, Hyderabad has been directed to remit back the case to Inquiring Authority as per rule 21 of APCS(CC&A) Rules,1991 and direct the Inquiring Authority to discuss on the claim of charged officer as regards to additional income, verifying the same with reference to the income tax returns of the charged officer and other relevant documents and submit the Inquiry report.

7. In the reference 10th read above, the Hon'ble APAT, has directed to conclude the disciplinary proceedings issued in Charge Memo.vide G.O.Rt.No.408, I&CAD(Ser.VI) Department, dated 10.05.2011 within a period of six weeks, failing which, the disciplinary proceedings initiated against the applicant shall be deemed to have been dropped.

8. In the reference 11th read above, the Director, GWD has appointed Sri.J.Shankariah, Deputy Director, Chittoor as Inquiring Authority in place of Sri.P.V.Krishna Rao, Deputy Director(Hg)(Retd.) to conduct inquiry into the charge framed against Sri. D. Narayana Rao, formerly Assistant Project Officer, S.C.Corporation, Warangal, and retired as Assistant Director(GP) Ground Water Department.

9. In the reference 12th read above, the Director, Ground Water Department, Hyderabad has forwarded the Inquiry Report submitted by Inquiring Authority and the same has been returned back, since the inquiry report vitiated the procedure prescribed in the APCS(CC&A) Rules,1991, vide Government Memo.dated 30.05.2014

(Contd.Pg.3)

10. In the reference 13th read above, the Hon'ble APAT, has directed the first respondent i.e.the Principal Secretary, I&CAD Department, to implement the orders dated 03.01.2014 in O.A.No.8282 of 2013 within four weeks from the date of receipt of a copy of this order, failing which the 1st respondent shall personally appear to explain as to why the order of the tribunal could not be implemented"

11. After careful examination of the entire matter, it has been decided to accept the above orders of the Hon'ble APAT. Accordingly Government hereby order to drop further action against Sri D. Narayana Rao, formerly Assistant Project Officer, S.C Corporation, Warangal, and retired as Assistant Director (GP) Ground Water Department, relating to the charge issued in G.O 3rd read above.

12. The Director, Ground Water Department, Hyderabad, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr.SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To,
Sri.D.Narayana Rao, formerly Assistant Project Officer, S.C Corporation, Warangal, and retired as Assistant Director (GP) Ground Water Department through the Director, Ground Water Department, Hyderabad.

The Director, Ground Water Department, Hyderabad.

Copy to:

The Director General, Anti Corruption Bureau, Hyderabad,.

The Accountant General, AP. Hyderabad.

The Secretary to Vigilance Commission. Hyderabad.

The Government Pleader for I&CAD(Ser), APAT, Hyderabad.

SF/SCs

// FORWARDED: BY ORDER//

SECTION OFFICER